



Atty. Dkt. No. 040014-0101

#111 (election)
5-3-03
LL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Walsh et al.

Title: Paint Container

Appl. No.: 10/006,985

Filing Date: 12/05/2001

Examiner: Nicholas, F.

Art Unit: 3754

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.

Kristine Lancelle

(Printed Name)

Kristine Lancelle

(Signature)

4-21-03

(Date of Deposit)

RESPONSE TO ELECTION / RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the election / restriction requirement set forth in the Office Action mailed March 21, 2003, Applicant hereby elects Species A, Figures 1-5, 17-18, for examination. It is submitted that claims 1-11, 13-23 and 25-26 are readable on the elected Species A.

Respectfully submitted,

Date 4/21/03

By Keith D. Lindenbaum

FOLEY & LARDNER
Customer Number: 26371



26371

PATENT TRADEMARK OFFICE

Telephone: (414) 297-5772

Facsimile: (414) 297-4900

Keith D. Lindenbaum
Attorney for Applicant
Registration No. 40,365

RECEIVED

MAY 02 2003

TECHNOLOGY CENTER R3700



94U 3754

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| <u>Kristine Lancelle</u> (Printed Name) | |
| <u>Kristine Lancelle</u> (Signature) | |
| 4-21-03 (Date of Deposit) | |

TRANSMITTAL**RECEIVED**Commissioner for Patents
Washington, D.C. 20231

MAY 02 2003

TECHNOLOGY CENTER R3700

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

Small Entity statement is enclosed.

The fee required for additional claims is calculated below:

| Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Additional Claims Fee |
|--|---------------------|----------------------|-------------------|-----------------------|
| Total Claims: 35 | — 35 | = 0 | x \$18.00 | = \$0.00 |
| Independents: 5 | — 5 | = 0 | x \$84.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | + \$280.00 | = \$0.00 |
| | | | CLAIMS FEE TOTAL: | = \$0.00 |

Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

| | | | |
|--------------------------|---|------------|--------|
| <input type="checkbox"/> | Extension for response filed within the first month: | \$110.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the second month: | \$410.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the third month: | \$930.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,450.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$1,970.00 | \$0.00 |
| | EXTENSION FEE TOTAL: | | \$0.00 |
| | CLAIMS AND EXTENSION FEE TOTAL: | | \$0.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | \$0.00 |
| | TOTAL FEE: | | \$0.00 |

Please charge Deposit Account No. 06-1447 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

A check in the amount of \$0.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By 

Date 4/21/03

FOLEY & LARDNER
Customer Number: 26371



26371

PATENT TRADEMARK OFFICE

Telephone: (414) 297-5772
Facsimile: (414) 297-4900

Keith D. Lindenbaum
Attorney for Applicant
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